



UNITED STATES OF AMERICA  
DEPARTMENT OF TRANSPORTATION  
OFFICE OF THE SECRETARY  
WASHINGTON, D.C.

Issued by the Department of Transportation on May 20, 2004

**NOTICE OF ACTION TAKEN -- DOCKET OST 2003-14588**

This serves as notice to the public of the action described below, taken by the Department official indicated (no additional confirming order will be issued in this matter).

Applicant: ALLCANADA EXPRESS INCORPORATED d/b/a ALLCANADA EXPRESS

Date Filed: April 27, 2004.

Relief requested: Exemption from 49 USC section 41301 to permit the applicant to continue to conduct all-cargo charter operations between any point or points in Canada and any point or points in the United States, and other all-cargo charters in accordance with 14 CFR Part 212.

If renewal, date and citation of last action: April 30, 2003, in this Docket.

Applicant representative: Yvette A. Rose, 202-293-1030      DOT analyst: Allen F. Brown, 202-366-2405

Responsive pleadings: None.

**DISPOSITION**

Action: Approved

Action date: May 20, 2004

Effective dates of authority granted: May 20, 2004, through May 20, 2005

Basis for approval (bilateral agreement/reciprocity): United States-Canada Air Transport Agreement (Agreement)

Except to the extent exempted/waived, this authority is subject to the terms, conditions, and limitations indicated: Standard exemption conditions. Also, the applicant may carry Third and Fourth Freedom charter traffic without prior Department approval. Other charter operations to/from the United States conducted under this authority, however, are subject to prior approval under 14 CFR Part 212.

Remarks:

**Action taken by: Paul L. Gretch, Director, Office of International Aviation**

Under authority assigned by the Department in its regulations, 14 CFR Part 385, we found that (1) our action was consistent with Department policy; (2) the applicant was qualified to perform its proposed operations; (3) grant of the authority was consistent with the public interest; and (4) grant of the authority would not constitute a major regulatory action under the Energy Policy and Conservation Act of 1975. To the extent not granted/deferred/dismissed, we denied all requests in the referenced Docket. We may amend, modify, or revoke the authority granted in this Notice at any time without hearing at our discretion.

Persons entitled to petition the Department for review of the action set forth in this Notice under the Department's regulations, 14 CFR §385.30, may file their petitions within seven (7) days after the date of issuance of this Notice. This action was effective when taken, and the filing of a petition for review will not alter such effectiveness.

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